

2013 DRAFTING REQUEST

Bill

Received:	9/26/2012	Received By:	emueller
Wanted:	As time permits	Same as LRB:	-1588
For:	Warren Petryk (608) 266-0660	By/Representing:	Libby Muller
May Contact:		Drafter:	emueller
Subject:	Transportation - driver licenses	Addl. Drafters:	
		Extra Copies:	ARG, MGG

Submit via email: **YES**
 Requester's email: **Rep.Petryk@legis.wi.gov**
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Allow veteran status to be indicated on operator's license and identification card.

Instructions:

Redraft 2011 AB 292

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 10/22/2012	csicilia 11/1/2012		_____			
/1	emueller 2/7/2013		jfrantze 11/1/2012	_____	mbarman 11/1/2012		State
/2		csicilia 2/7/2013	jfrantze 2/7/2013	_____	srose 2/7/2013	sbasford 2/18/2013	State

FE Sent For:

<END>

A+
Intro.

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/1	emueller 2/7/2013		jfrantze 11/1/2012	_____	mbarman 11/1/2012		State
/2		csicilia 2/7/2013	jfrantze 2/7/2013	_____	srose 2/7/2013		State

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/?	emueller 10/22/2012	csicilia 11/1/2012					
/1	<i>/2 gjs 2/7 13</i>	<i>11/1/2012</i>	<i>[Signature]</i>	<i>[Signature]</i>	mbarman 11/1/2012		State

FE Sent For:

<END>

2013 DRAFTING REQUEST

Bill

Received: 9/26/2012

Received By: emueller

Wanted: As time permits

Companion to LRB:

For: Warren Petryk (608) 266-0660

By/Representing: Libby Muller

May Contact:

Drafter: emueller

Subject: Transportation - driver licenses

Addl. Drafters:

Extra Copies: ARG, MGG

Submit via email: YES

Requester's email: Rep.Petryk@legis.wi.gov

Carbon copy (CC) to:

Pre Topic:

No specific pre topic given


Topic:

Allow veteran status to be indicated on operator's license and identification card.

Instructions:

Redraft 2011 AB 292

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
1/?	emueller	1 cjs 10/30					
1/1	EVm 10/22/12						

FE Sent For:

<END>



State of Wisconsin
2011 - 2012 LEGISLATURE
2013 2014



LRB-1715/D 0153/1
EVM:whj:ph

2011 ASSEMBLY BILL 292

RMNR

cjs

11 10 / 22 / 12

P. W. F.
2012

September 29, 2011 - Introduced by Representatives PETRYK, JACQUE, TRANEL, THIESFELDT, T. LARSON, KRUG, A. OTT, ENDSLEY and BROOKS, cosponsored by Senator HARSDORF. Referred to Committee on Veterans and Military Affairs.

Gen Cat

- 1 AN ACT *to amend* 343.50 (4); *to repeal and recreate* 343.50 (4); and *to create*
2 45.03 (13) (o), 343.14 (2) (j) and 343.17 (3) (a) 15. of the statutes; **relating to:**
3 indication of veteran status on an operator's license or identification card.

SA 11W
SA 13W

Analysis by the Legislative Reference Bureau

This bill allows an applicant for a motor vehicle operator's license or identification card issued by the Department of Transportation (DOT) to indicate whether he or she is a veteran and whether he or she wishes to have his or her veteran status indicated on the license or card. If an applicant indicates that he or she is a veteran who wishes to have his or her veteran status indicated on the license or card and provides verification from the Department of Veterans Affairs that the applicant is a veteran, DOT must provide an indication of the person's veteran status on the front side of the license or card.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 SECTION 1. 45.03 (13) (o) of the statutes is created to read:
5 45.03 (13) (o) Provide verification to the department of transportation of the
6 information required under s. 343.14 (2) (j).

✓

✓

ASSEMBLY BILL 292

SECTION 2

1 **SECTION 2.** 343.14 (2) (j) of the statutes is created to read:

2 343.14 (2) (j) A statement as to whether the applicant is a veteran, as defined
3 in s. 45.01 (12), and, if so, whether the applicant wishes to have his or her veteran
4 status indicated on the license or identification card. If the applicant has indicated
5 that he or she is a veteran and wishes to have his or her veteran status indicated on
6 the license or identification card, the applicant shall provide verification from the
7 department of veterans affairs that the applicant is a veteran.

8 **SECTION 3.** 343.17 (3) (a) 15. of the statutes is created to read:

9 343.17 (3) (a) 15. If the person is a veteran, has indicated that he or she wishes
10 to have his or her veteran status indicated on the license, and has provided the
11 verification required under s. 343.14 (2) (j), an indication that the person is a veteran.

12 **SECTION 4.** 343.50 (4) of the statutes, as affected by 2011 Wisconsin Acts 23 and
13 32, is amended to read:

14 343.50 (4) APPLICATION. The application for an identification card shall include
15 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
16 and (er), and (j), and such further information as the department may reasonably
17 require to enable it to determine whether the applicant is entitled by law to an
18 identification card. Except with respect to renewals by mail or electronic means as
19 authorized under sub. (6), and except as provided in sub. (4g), the department shall,
20 as part of the application process for original issuance or renewal of an identification
21 card, take a photograph of the applicant to comply with sub. (3). ~~Except as provided~~
22 ~~in sub. (4g), no~~ Misrepresentations in violation of s. 343.14 (5) are punishable as
23 provided in s. 343.14 (9).

24 **SECTION 5.** 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20 and
25 2011 Wisconsin Act (this act), is repealed and recreated to read:

2011
Acts 23
and
32

ASSEMBLY BILL 292

1 343.50 (4) APPLICATION. The application for an identification card shall include
2 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
3 ~~(er)~~^(es) and (j), and such further information as the department may reasonably require
4 to enable it to determine whether the applicant is entitled by law to an identification
5 card. Except with respect to renewals^{described in s. 343.165 (4)(d) or renewals} by mail or electronic means as authorized
6 under sub. (6), and except as provided in sub. (4g), the department shall, as part of
7 the application process for original issuance or renewal of an identification card, take
8 ^{digital including facial image capture} a photograph of the applicant to comply with sub. (3). Misrepresentations in violation
9 of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

10 **SECTION 6. Initial applicability.**

11 (1) This act first applies to applications that are made on the effective date of
12 this subsection.

13 **SECTION 7. Effective dates.** This act takes effect on the first day of the 3rd
14 month beginning after publication, except as follows:

(1) The repeal and recreation of section 343.50 (4) of the statutes takes effect on the first day of the 3rd month beginning after publication, or on the date on which the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever is later.

19 (END)

Mueller, Eric

From: Malszycki, Marcie
Sent: Wednesday, January 30, 2013 4:13 PM
To: Mueller, Eric
Subject: FW: Veterans ID Bill

qiso make
eff. date from
3mo to 6mo.

Eric,

See the email below from the Governor's office on the explanation for the second change in our bill.

Thank you for helping!

Marcie Malszycki

Research Assistant
Office of Representative Warren Petryk
306 North, State Capitol
608-266-0660

From: Hurlburt, Waylon - GOV [<mailto:Waylon.Hurlburt@wisconsin.gov>]
Sent: Wednesday, January 30, 2013 3:12 PM
To: Malszycki, Marcie
Subject: RE: Veterans ID Bill

We would like the department to have rulemaking authority to add veteran disability rating codes along with "veteran" so disabled veterans don't need to carry other documentation when applying for benefits. We would like rulemaking because there are many different benefit programs with numerous different disability rating qualifications for each program. For example, disabled hunting licenses are at 50% in some cases and 70% in others.

Giving rulemaking authority to DOT will allow the department to adjust depending on program qualifications in the future without having to make a change in statute.

From: Malszycki, Marcie [<mailto:Marcie.Malszycki@legis.wisconsin.gov>]
Sent: Wednesday, January 30, 2013 2:49 PM
To: Hurlburt, Waylon - GOV
Subject: Veterans ID Bill

Waylon,

Maybe I can't explain the rule making authority request properly but the drafter asked for more specific instructions on what we wanted to add. Could you please reply with what you want and I will get over to the drafter ASAP.

Thank you!

Marcie Malszycki

Research Assistant
Office of Representative Warren Petryk
306 North, State Capitol
608-266-0660



DNote
State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0153/1 12
EVM:cjs:jf

Stays

RMR

2013 BILL

INSERTS

Soon

rejan Gen cat

- ① AN ACT *to amend* 343.50 (4); *to repeal and recreate* 343.50 (4); and *to create*
- ② 45.03 (13) (o), 343.14 (2) (j) and 343.17 (3) (a) 15. of the statutes; **relating to:**
- ③ indication of veteran status on an operator's license or identification card
and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This bill allows an applicant for a motor vehicle operator's license or identification card issued by the Department of Transportation (DOT) to indicate whether he or she is a veteran and whether he or she wishes to have his or her veteran status indicated on the license or card. If an applicant indicates that he or she is a veteran who wishes to have his or her veteran status indicated on the license or card and provides verification from the Department of Veterans Affairs that the applicant is a veteran, DOT must provide an indication of the person's veteran status on the front side of the license or card.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

INS-Analysis

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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- 5 45.03 (13) (o) Provide verification to the department of transportation of the
- 6 information required under s. 343.14 (2) (j).

BILL

1 **SECTION 2.** 343.14 (2) (j) of the statutes is created to read:

2 343.14 (2) (j) A statement as to whether the applicant is a veteran, as defined
3 in s. 45.01 (12), and, if so, whether the applicant wishes to have his or her veteran
4 status indicated on the license or identification card. If the applicant has indicated
5 that he or she is a veteran and wishes to have his or her veteran status indicated on
6 the license or identification card, the applicant shall provide verification from the
7 department of veterans affairs that the applicant is a veteran.

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10 to have his or her veteran status indicated on the license, and has provided the
11 verification required under s. 343.14 (2) (j), an indication that the person is a veteran.

12 **SECTION 4.** 343.50 (4) of the statutes is amended to read:

13 343.50 (4) APPLICATION. The application for an identification card shall include
14 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
15 ~~and (er),~~ and (j), and such further information as the department may reasonably
16 require to enable it to determine whether the applicant is entitled by law to an
17 identification card. Except with respect to renewals by mail or electronic means as
18 authorized under sub. (6), and except as provided in sub. (4g), the department shall,
19 as part of the application process for original issuance or renewal of an identification
20 card, take a photograph of the applicant to comply with sub. (3). ~~Except as provided~~
21 ~~in sub. (4g),~~ no Misrepresentations in violation of s. 343.14 (5) are punishable as
22 provided in s. 343.14 (9).

23 **SECTION 5.** 343.50 (4) of the statutes, as affected by 2011 Wisconsin Acts 23 and
24 32 and 2013 Wisconsin Act (this act), is repealed and recreated to read:

BILL

1 343.50 (4) APPLICATION. The application for an identification card shall include
2 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
3 (es), and (j), and such further information as the department may reasonably require
4 to enable it to determine whether the applicant is entitled by law to an identification
5 card. Except with respect to renewals described in s. 343.165 (4) (d) or renewals by
6 mail or electronic means as authorized under sub. (6), and except as provided in sub.
7 (4g), the department shall, as part of the application process for original issuance or
8 renewal of an identification card, take a digital photograph including facial image
9 capture of the applicant to comply with sub. (3). Misrepresentations in violation of
10 s. 343.14 (5) are punishable as provided in s. 343.14 (9).

11 **SECTION 6. Initial applicability.**

12 (1) This act first applies to applications that are made on the effective date of
13 this subsection.

14 **SECTION 7. Effective dates.** This act takes effect on the first day of the 3rd
15 month beginning after publication, except as follows:

16 (1) The repeal and recreation of section 343.50 (4) of the statutes takes effect
17 on the first day of the 3rd month beginning after publication, or on the date on which
18 the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect,
19 whichever is later.

20

(END)

Change component
to action: *NS: effdate

Note

**2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0153/2ins
EVM:cjs:jf

1 INS-Analysis

2
3 This bill also allows DOT to promulgate rules establishing veteran disability rating codes to assist in identifying persons that are eligible for benefits programs and requiring that a license or identification card that contains a veteran indication also include a veteran disability rating code.

4 INS 3-11

5
6 **SECTION 1.** 343.17 (6) of the statutes is renumbered 343.17 (6) (a). X

7 **SECTION 2.** 343.17 (6) (b) of the statutes is created to read:

8 343.17 (6) (b) The department may promulgate rules establishing veteran
9 disability rating codes to assist in identifying persons eligible for benefits programs
10 and requiring that a license document or identification card that contains a veteran
11 indication under sub. (3) (a) 15. or s. 343.50 (3) (a) include a veteran disability rating
12 code. ✓

13 **SECTION 3.** 343.50 (3) (am) of the statutes is created to read: ^ X

14 343.50 (3) (am) Notwithstanding par. (a), if the department promulgates rules
15 under s. 343.17 (6) (b), a card that contains a veteran indication shall include a veteran
16 disability rating code. a

17 **SECTION 4.** 343.50 (4) of the statutes, as affected by 2011 Wisconsin Act 32, is
18 amended to read: e

19 343.50 (4) APPLICATION. The application for an identification card shall include
20 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
21 and (es), and (j), and such further information as the department may reasonably

1 require to enable it to determine whether the applicant is entitled by law to an
2 identification card. Except with respect to renewals described in s. 343.165 (4) (d)
3 or renewals by mail or electronic means as authorized under sub. (6), and except as
4 provided in sub. (4g), the department shall, as part of the application process for
5 original issuance or renewal of an identification card, take a digital photograph
6 including facial image capture of the applicant to comply with sub. (3).
7 Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s.
8 343.14 (9).

History: 1977 c. 360, 447; 1979 c. 226, 306; 1981 c. 20 s. 1848r; 1985 a. 29, 98; 1987 a. 27, 304; 1989 a. 105, 294, 298; 1991 a. 86, 269; 1995 a. 446; 1997 a. 27, 119, 191; 1999 a. 9, 32, 80, 85, 88, 186; 2001 a. 93; 2003 a. 33; 2005 a. 126; 2007 a. 20 ss. 3374 to 3390, 9121 (6) (a); 2007 a. 106; 2009 a. 28, 180; 2011 a. 23, 32, 75; s. 13.92 (2) (i).

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0153/2dn

EVM:cjs:jf

T
Stay

- Late -

ATTN: Marcie Malszycki

Because DOT is granted broad rule-making authority regarding operator's licenses and the form of such licenses, it does not appear that the specific authorization for DOT to add veteran disability codes to license and identification documents is strictly necessary. See ss. 343.02 and 343.17 (3) (a) (intro.) and (6), stats. This draft, however, does contain the specific authorization. Please let me know if you have any questions or further instructions.

✓✓

Eric V. Mueller
Legislative Attorney
Phone: (608) 261-7032
E-mail: eric.mueller@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0153/2dn
EVM:cjs:jf

February 7, 2013

ATTN: Marcie Malszycki

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Eric V. Mueller
Legislative Attorney
Phone: (608) 261-7032
E-mail: eric.mueller@legis.wisconsin.gov

Rose, Stefanie

From: Malszycki, Marcie
Sent: Friday, February 15, 2013 4:00 PM
To: LRB.Legal
Subject: Draft Review: LRB -0153/2 Topic: Allow veteran status to be indicated on operator's license and identification card.

Please Jacket LRB -0153/2 for the ASSEMBLY.